

JS-6

DEATH PENALTY CASE

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

JESSE JAMES ANDREWS,	}	Case No.: CV 02-8969-R
Plaintiff,		JUDGMENT
vs.		
R.K. WONG, Acting Warden,		
California State Prison at San Quentin,		
Defendant	}	

IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that the First Amended Petition for Writ of Habeas Corpus is **CONDITIONALLY GRANTED IN PART** as follows:

The First Amended Petition for Writ of Habeas Corpus as to the sentence of death in the case of *People of the State of California v. Jesse James Andrews*, Case No. A-364296 of the Superior Court of State of California in and for the County of Los Angeles is hereby **GRANTED**. The sentence of death shall be **VACATED**.

IT IS FURTHER ORDERED that the State of California shall, within 120 days from the entry of this Judgment, either grant Petitioner a new penalty phase


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1 trial, or vacate the death sentence and resentence the Petitioner in accordance with
2 California law and the United States Constitution.

3 IT IS SO ORDERED.

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5 Dated: ____July 27, 2009____

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9 MANUEL L. REAL
10 UNITED STATES DISTRICT JUDGE
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